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CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD

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September 8, 2006

To: ALL INTERESTED PARTIES

**FROM: CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD
PERMITTING AND ENFORCEMENT DIVISION**

**SUBJECT: NOTICE OF CHANGES TO PROPOSED PERMIT
IMPLEMENTATION REGULATIONS (AB 1497)**

A 60-day public comment period for these proposed regulations ran from April 7 through June 6, 2006. The California Integrated Waste Management Board (Board) held a public hearing on the proposed regulations on June 5, 2006. The proposed regulations are intended to address various permit-related issues, and clarify existing regulations that were mandated by the Legislature, directed by the Board, or identified at workshops with stakeholders (California Code of Regulations, Title 27, Division 2, Chapter 4, Articles 1, 2, 3, and 3.1, and to add to Article 3, subsections 21660.1 through 21660.4; and to amend Title 14, Division 7, Chapter 3, Articles 5.9 and 5.95 and Chapter 5, Articles 2.1, 2.2, and 3.0). This includes AB 1497 (Montanez, Chapter 823, Statutes 2003) requirements that the Board define "significant change in the design or operation of the solid waste facility that is not authorized by the existing permit" and establish public noticing requirements regarding permit revisions. It also includes Board direction to consider applying the public noticing and hearing regulatory requirements for new construction, demolition and inert (CDI) permit applications to other solid waste facilities in order to provide consistent noticing and hearing requirements for different types of solid waste facilities.

After considering comments received during the 60-day comment period and comments made at the public hearing, Board staff modified the proposed regulations. The Permitting and Enforcement Committee considered, and received public comments on, the proposed modifications at its meeting held on September 5, 2006. Having considered staff's recommendations, the comments received from the public, and the discussion of the matter by the Committee, the chair of the Permitting and Enforcement Committee directed Board staff to make further modifications to the proposed regulations and to initiate an additional 15-day comment period.

A copy of the full text of the regulations as originally proposed, with the newly proposed changes clearly indicated, is available on the Board's Web site at <http://www.ciwmb.ca.gov/Rulemaking/PermitImplem/>. Paper copies may also be obtained by contacting Bobbie Garcia at the address, e-mail, or telephone number listed below. Text shown in double underline (additions) and ~~double strikeout~~ (deletions) depict proposed changes made after the 60-day comment period. Under the



Administrative Procedures Act, Board staff is required to respond only to comments related to the newly proposed changes to the regulations. However, Board staff will consider and respond to any and all comments relative to the minor change list in Section 21620(a)(1) and the significant change list in Section 21620(a)(4).

The 15-day comment period extends from September 11 through September 26, 2006. **The Board must receive written comments on the proposed changes no later than 5:00 P.M. on September 26, 2006.** Please submit your written comments to:

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